

Order Adopting Rules

Minnesota Department of Health Division of Environmental Health

Adoption of Rules Relating to Health Risk Limits for Groundwater, Minnesota Rules, Parts 4717.7500 and .7860; Revisor's ID Number 4803, OAH Docket Number 22-9000-40331

BACKGROUND INFORMATION

1. The Minnesota Department of Health (MDH) has complied with all notice and procedural requirements in Minnesota Statutes, chapter 14, Minnesota Rules, chapter 1400, and other applicable law.
2. MDH identified a typographical error in its Dual Notice of Intent to Adopt Rules Without a Public Hearing that appeared in the State Register dated November 4, 2024. The error misstated the units of PFOS referenced in Laws of Minnesota 2023, Chapter 60, Article 3, Section 34 as "ppm," rather than what is in the session law, which is "ppb." MDH published errata in the subsequent edition of the State Register, dated November 12, 2024, that explained and corrected the error. This minimal modification does not render the rule substantially different under Minn. Stat. § 14.05, because it merely corrects a misstatement of the session law to avoid confusion. Instead, it falls within the scope of the matter announced in the Dual Notice. In light of these facts, the change is harmless under Minn. Stat. § 14.26, subd. 3(d).
3. The agency received one written comment on the rules. No persons requested a public hearing. Therefore, there are not 25 or more requests for a public hearing. The agency received no requests for notice of submission to the Office of Administrative Hearings.
4. The rules are needed and reasonable.

ORDER

The above-named rules, in the form published in the State Register on November 4, 2024, are adopted under my authority in Statutes, section 103H.201.

06/10/2025

Date

Wendy Underwood

Wendy Underwood
Deputy Commissioner

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Underwood
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